

THE HONORABLE DAVID G. ESTUDILLO

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TOMMY BROWN, on his own behalf and on  
behalf of other similarly situated persons,

Plaintiff,

v.

TRANSWORLD SYSTEMS, INC., *et al.*,

Defendants.

No. 2:20-cv-00680-DGE

STIPULATED MOTION AND  
ORDER TO SET CASE SCHEDULE  
FOR PLAINTIFF'S AMENDED  
COMPLAINT AND DEFENDANTS'  
RESPONSES THERETO

NOTE ON MOTION CALENDAR:

Thursday, March 3, 2022

Pursuant to Western District of Washington Local Civil Rules 7(d)(1) and 10(g), and in a cooperative effort to comply with this Court's February 14, 2022 directive to file a Joint Status Report, and after meeting and conferring, Plaintiff Tommy Brown ("Plaintiff") and Defendants Transworld Systems Inc. ("TSI"), Patenaude & Felix, APC ("P&F"), U.S. Bank National Association ("U.S. Bank"), National Collegiate Student Loan Trust 2004-1, National Collegiate Student Loan Trust 2004-2, National Collegiate Student Loan Trust 2005-1, National Collegiate Student Loan Trust 2005-2, National Collegiate Student Loan Trust 2005-3, National Collegiate Student Loan Trust 2006-1, National Collegiate Student Loan Trust 2006-2, National Collegiate Student Loan Trust 2007-1, and National Collegiate Student Loan Trust 2007-2 (collectively, "the Trusts," and together with TSI, P&F, and U.S. Bank, "Defendants"), hereby stipulate and

agree to the following schedule based on Plaintiff's representation that he is filing an Amended Complaint in response to Defendants' pending Motions to Dismiss:

Event	Deadline
Plaintiff's Amended Complaint	Tuesday March 22, 2022
Defendants' Response to Plaintiff's Amended Complaint (with any responsive Motions to Dismiss to be noted for hearing on June 17, 2022	Tuesday, April 26, 2022
Plaintiff's Opposition(s) to Defendants' Motions to Dismiss	Tuesday, May 31, 2022
Defendants' Replies in Support of Motions to Dismiss	Tuesday, June 14, 2022

Plaintiff and Defendants further stipulate and agree to stay any other pending deadlines until after the Court issues rulings on Defendants' Motions to Dismiss Plaintiff's Amended Complaint.<sup>1</sup> Plaintiff and Defendants have further agreed that if the Court denies any defendant's Motion to Dismiss Plaintiff's Amended Complaint in whole or in part, and taking into account the Court's Ruling:

1. Any remaining parties agree to hold the Fed. R. Civ. P. 26(f) Conference within 14 days after the Court has issued rulings on all of Defendants' Motions to Dismiss the Amended Complaint;
2. The deadline for Initial Disclosures shall be fourteen days after the parties' Fed. R. Civ. P. 26(f) Conference; and

<sup>1</sup> This agreed stay includes but is not limited to any deadline Transworld Systems Inc. may have to file or supplement any motion to dismiss Plaintiff's original Complaint in accordance with its Notice of Joinder (Dkt. No. 100).

1           3.       The parties shall file the Joint Status Report and Discovery Plan fourteen days  
2                   after the Initial Disclosures are due.

3           The parties have entered this stipulation to mutually cooperate in the management of this  
4 action and for the purpose of maximizing judicial economy and conserving the parties'  
5 resources. The extension of the above deadlines does not alter or modify any other rights or  
6 responsibilities of the parties except as stated herein permitted by law or under the Federal Rules  
7 of Civil Procedure, or the Local Civil Rules.

8  
9           DATED: March 3, 2022.  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

HENRY & DEGRAAFF, P.S.

By: /s/ Christina L. Henry  
Christina L. Henry, WSBA No. 31273  
787 Maynard Ave S  
Seattle, WA 98104  
Telephone: 206.330.0595  
Facsimile: 206.400.7609  
[chenry@HDM-legal.com](mailto:chenry@HDM-legal.com)

*Counsel for Plaintiff*

BORISON FIRM, LLC

By: /s/ Scott Borison  
Scott Borison, *Pro Hac Vice*  
1900 S. Norfolk St., Suite 350  
San Mateo, CA 94403  
[scott@borisonfirm.com](mailto:scott@borisonfirm.com)

*Counsel for Plaintiff*

CORR CRONIN LLP

By: /s/ Emily J. Harris  
Emily J. Harris, WSBA No. 35763  
Benjamin C. Byers, WSBA No. 52299  
1001 Fourth Avenue, Suite 3900  
Seattle, WA 98154  
[eharris@corrchronin.com](mailto:eharris@corrchronin.com)  
[bbyers@corrchronin.com](mailto:bbyers@corrchronin.com)

*Attorneys for Transworld Systems Inc.*

CONSUMER LAW CENTER, LLC

By: /s/ Phillip Robinson  
Phillip Robinson, *Pro Hac Vice*  
8737 Colesville Road, Suite 308  
Silver Spring, MD 20910  
[phillip@marylandconsumer.com](mailto:phillip@marylandconsumer.com)

*Counsel for Plaintiff*

SESSIONS, ISRAEL & SHARTLE, LLC

By: /s/ Justin Homes  
Bryan C. Shartle, *Pro Hac Vice*  
Justin Homes, *Pro Hac Vice*  
Bradley St. Angelo, *Pro Hac Vice*  
3850 North Causeway Boulevard, Suite 200  
Metairie, LA 70002  
[bshartle@sessions.legal](mailto:bshartle@sessions.legal)  
[jhomes@sessions.legal](mailto:jhomes@sessions.legal)  
[bstangelo@sessions.legal](mailto:bstangelo@sessions.legal)

*Attorneys for Transworld Systems Inc.*

JONES DAY

By: Albert J. Rota  
Albert J. Rota, *Pro Hac Vice*  
2727 North Harwood St.  
Dallas, TX 75201  
[ajrota@jonesday.com](mailto:ajrota@jonesday.com)

*Attorneys for U.S. Bank National Association*

PERKINS COIE LLP

LEE SMART, P.S., INC.

By: /s/ Kristine E. Kruger  
 Kristine E. Kruger, WSBA No. 44612  
 1201 Third Avenue, Suite 4900  
 Seattle, WA 98101  
 Telephone: 206.359.8000  
 Facsimile: 206.359.9000  
[KKruger@perkinscoie.com](mailto:KKruger@perkinscoie.com)

By: /s/ Marc Rosenberg  
 Marc Rosenberg, WSBA No. 31034  
 1800 One Convention Place  
 701 Pike St.  
 Seattle, WA 98101  
 Mr@leesmart.com

*Attorneys for Defendants U.S. Bank National  
 Association, National Collegiate Student Loan  
 Trust 2004-1, National Collegiate Student  
 Loan Trust 2004-2, National Collegiate  
 Student Loan Trust 2005-1, National  
 Collegiate Student Loan Trust 2005-2,  
 National Collegiate Student Loan Trust 2005-  
 3, National Collegiate Student Loan Trust  
 2006-1, National Collegiate Student Loan  
 Trust 2006-2, National Collegiate Student  
 Loan Trust 2007-1, National Collegiate  
 Student Loan Trust 2007-2*

*Attorneys for Patenaude & Felix, APC*

**ORDER**

IT IS SO ORDERED:

The stay entered in this case by Order dated June 24, 2020 has been lifted. Based on the parties' representations, the schedule for Plaintiff's Amended Complaint and Defendants' response thereto is as follows:

<b>Event</b>	<b>Deadline</b>
Plaintiff's Amended Complaint	Tuesday March 22, 2022
Defendants' Response to Plaintiff's Amended Complaint (with any responsive Motions to Dismiss to be noted for hearing on June 17, 2022	Tuesday, April 26, 2022
Plaintiff's Opposition(s) to Defendants' Motions to Dismiss	Tuesday, May 31, 2022
Defendants' Replies in Support of Motions to Dismiss	Tuesday, June 14, 2022

All pending deadlines are stayed until after the Court rules on the Defendants' Motions to Dismiss Plaintiff's Amended Complaint. If the Court denies any defendant's Motion to Dismiss Plaintiff's Amended Complaint in whole or in part, and taking into account the Court's Ruling:

1. Any remaining parties agree to hold the Fed. R. Civ. P. 26(f) Conference within fourteen days after the Court has issued rulings on all of Defendants' Motions to Dismiss the Amended Complaint;
2. The deadline for Initial Disclosures shall be fourteen days after the parties' Fed. R. Civ. P. 26(f) Conference; and

1           3.       The parties shall file the Joint Status Report and Discovery Plan fourteen days  
2                   after the Initial Disclosures are served.

3  
4           DATED this 8th day of March 2022.

5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26



---

David G. Estudillo  
United States District Judge